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2 **POHLS & ASSOCIATES**

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5 Attorney for Plaintiff **State Farm**
Life Insurance Company

6
7 **UNITED STATES DISTRICT COURT**
8 **NORTHERN DISTRICT OF CALIFORNIA**

9
10 STATE FARM LIFE INSURANCE
COMPANY,

11 Plaintiff,

12 vs.

13 KIMBERLY CUSSON; KAREN TELLO
14 REEPEN; SILVANA SIMON; and JON
CALVIN McFARLANE,

15 Defendants.

Case No. CV-09-0531-MHP

**STIPULATION AND ORDER RE ENTRY
OF JUDGMENT IN INTERPLEADER**

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18 IT IS HEREBY STIPULATED, by and among plaintiff State Farm Life Insurance
19 Company ("State Farm"), defendant Kimberley Cusson ("Cusson"), defendant Karen
20 Tello-Reepen ("Tello-Reepen"), defendant Silvana Simons ("Simons") and defendant
21 Jon Calvin McFarlane ("McFarlane"), that:

22 1. State Farm properly filed its Complaint in Interpleader herein, and this
23 is a proper cause for interpleader;

24 2. By reason of the death of Angela B. Cusson (the "Decedent") on or
25 about October 20, 2008, the sum of \$100,000.00 (the "Insurance Proceeds")
26 became payable under State Farm's life insurance policy number LF-1025-3168
27 (the "Policy");

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1 3. Cusson, Tello-Reepen, Simons and McFarlane each claim all or some
2 portion of the Insurance Proceeds that are payable under the Policy, and no
3 other person or entity makes a claim to those Insurance Proceeds;

4 4. Having deposited the sum of \$101,404.77 representing the Insurance
5 Proceeds plus interest with the Clerk of this Court in February 2009, State Farm
6 and its agents be released, discharged and acquitted of and from any liability of
7 any kind or nature whatsoever under the Policy;

8 5. State Farm be awarded the sum of \$5,000.00 for its reasonable
9 attorneys' fees and costs incurred in connection with this action, and the Clerk of
10 this Court pay such amount, from and out of the funds deposited herein, by
11 check made payable to "State Farm Life Insurance Company" and delivered to
12 State Farm's attorneys of record;

13 6. Cusson be awarded one-fourth of the remaining Insurance Proceeds,
14 and the Clerk of this Court pay such amount plus one-fourth of any interest
15 earned on the Insurance Proceeds, from and out of the funds deposited herein,
16 by check made payable to "Kimberley Cusson" and delivered to her by first class
17 mail to 2555 41st Avenue, San Francisco, CA 94116;

18 7. Tello-Reepen be awarded one-fourth of the remaining Insurance
19 Proceeds, and the Clerk of this Court pay such amount plus one-fourth of any
20 interest earned on the Insurance Proceeds, from and out of the funds deposited
21 herein, by check made payable to "Karen Tello-Reepen" and delivered to her by
22 first class mail to 163 Stillings Avenue, San Francisco, CA 94131;

23 8. Simons be awarded one-fourth of the remaining Insurance Proceeds,
24 and the Clerk of this Court pay such amount plus one-fourth of any interest
25 earned on the Insurance Proceeds, from and out of the funds deposited herein,
26 by check made payable to "Silvana Simons" and delivered to her by first class
27 mail to 632 Grand Avenue, Apt. A, South San Francisco, CA 94080;

28 ///

1 9. McFarlane be awarded one-fourth of the remaining Insurance
2 Proceeds, and the Clerk of this Court pay such amount plus one-fourth of any
3 interest earned on the Insurance Proceeds, from and out of the funds deposited
4 herein, by check made payable to "Jon Calvin McFarlane" and delivered to him
5 by first class mail to 428 Alice Street # 529, Oakland, CA 94607;

6 10. This stipulation may be executed in any number of counterparts, each
7 of which may be an original, but all of which shall constitute one and the same
8 instrument; and

9 11. Upon the execution of this stipulation, the Court may enter a
10 Stipulated Judgment in Interpleader in the form attached hereto and marked as
11 Exhibit A.

12 **POHLS & ASSOCIATES**

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14 DATED: March 30, 2009

By: 

Robert R. Pohls

Attorneys for Plaintiff

State Farm Life Insurance Company

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18 DATED: March 27, 2009

By: 

Defendant **Kimberley Cusson**, In Pro Per

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22 DATED: _____, 2009

By: _____

Defendant **Karen Tello-Reepen**, In Pro Per

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24
25
26 DATED: _____, 2009

By: _____

Defendant **Silvana Simons**, In Pro Per

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Case No. CV-09-0531-MHP**

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2 Proceeds, and the Clerk of this Court pay such amount plus one-fourth of any
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12 **POHLS & ASSOCIATES**

13
14 DATED: _____, 2009

By: _____
Robert R. Pohls
Attorneys for Plaintiff
State Farm Life Insurance Company

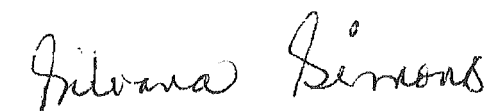
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18 DATED: _____, 2009

By: _____
Defendant Kimberley Cusson, In Pro Per

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22 DATED: 3/27, 2009

By: 
Defendant Karen Tello-Reepen, In Pro Per

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24
25
26 DATED: 3-27, 2009

By: 
Defendant Silvana Simons, In Pro Per

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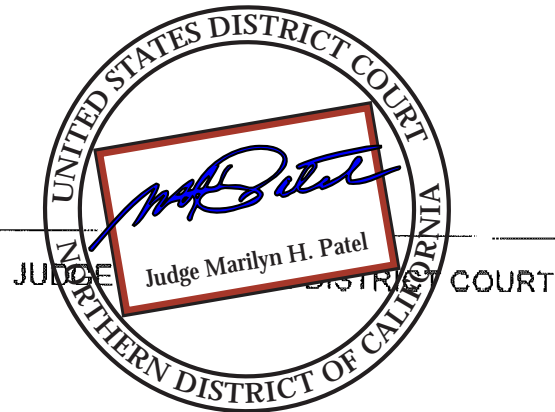
1
2 DATED. March 27, 2009

3 By Jon Calvin McFarlane
4 Defendant Jon Calvin McFarlane, In Pro Per

5
6 ORDER

7 IT IS SO ORDERED.

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10 DATED: 4/6/09, 2009



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